

FILED

UNITED STATES DISTRICT COURT  
08 MAR 12 AM 10:53

NORTHERN DISTRICT OF CALIFORNIA  
FEDERAL DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

Luz-Maria Urzua and Cesar Anchante- ) Case No. C07-05903 JSW  
Martinetti )  
C/o 6787 Hillsview Dr, ) VERIFIED NOTICE OF DEFAULT  
Vacaville, California Zip Code )  
Exempt, )  
Libellants, )  
vs. )  
COUNTRYWIDE BANK, ANGELO MOZILO, CEO )  
et. Al. )  
C/o P.O. BOX 10219 )  
Van Nuys, California [91410]

Libellee,

---

VERIFIED NOTICE OF DEFAULT

Now, by special appearance, comes Luz-Maria Urzua and Cesar Anchante-Martinetti the flesh and blood woman and men, Sui Juris and unschooled in law, hereinafter referred to as we, ours, us, me, my, I, or the like, to make the following AFFIDAVIT with clean hands, full disclosure and no intent to defraud, furthermore, the following first hand asseverations are true, complete, certain and not meant to mislead or delay.

1.) We are of legal age, competent to testify and under no legal disability.

- 1       2.)       Libellants have filed an action for declaratory judgment as a
- 2                  result of libellee's breach of agreement.
- 3       3.)       Libellants have exhausted their administrative remedies in this
- 4                  instant matter.
- 5       4.)       Libellants seek a default judgment as libellees have failed to
- 6                  rebut the complaint.
- 7       5.)       Libellees have failed to ask for a more definitive statement and
- 8                  are in agreement with libellants.

#### OVERVIEW OF FACTS

- 9       6.)       On May 29, 2007 Libellees sent a presentment to us demanding
- 10                  payment of a sum certain.
- 11      7.)       We conditionally accepted that presentment upon COUNTRYWIDE BANK
- 12                  continuing fiduciary duty to deal honestly and answer questions about
- 13                  the underlying obligation.
- 14      8.)       We then sought to exhaust our administrative remedies.
- 15      9.)       On November 21, 2007 I filed suit in UNITED STATES DISTRICT COURT
- 16                  FOR THE NORTHERN DISTRICT OF CALIFORNIA, Case number CV 07 5903 JCS
- 17                  with the administrative procedure attached.
- 18      10.)      THE RECORD shows that COUNTRYWIDE BANK received a copy
- 19                  of a Summons on December 24, 2007, Deadlines on January 28, 2008, see
- 20                  attached copy Certified Mail No. 7007 1490 0000 8781 2518
- 21      11.)      The RECORD shows that COUNTRYWIDE BANK has refused and/or failed
- 22                  to appear and defend.
- 23      12.)      Twenty-eight days have passed since Case C07-05903 JCS was filed.
- 24      13.)      COUNTRYWIDE BANK remained silent.
- 25      14.)      COUNTRYWIDE is not an infant or incompetent person.
- 15.)      The RECORD shows that no request for a more definitive statement

1 was executed by COUNTRYWIDE BANK until February 6<sup>th</sup> or after.

2 16.) Federal Rules of Civil Procedure provide for default judgment by  
3 the clerk for a failure to appear and defend [rule 55(a)].

4 17.) The Protest evidences COUNTRYWIDE BANK'S agreement, consent and  
5 stipulation to our position.

6 18.) COUNTRYWIDE BANK is in default.

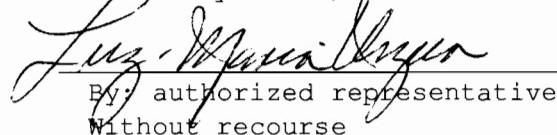
7 19.) A default judgment by the clerk establishing COUNTRYWIDE BANK  
8 default is appropriate.

9 20.) A sum certain amount of \$54,080,264.04 is due and owing  
10 libellants by libellee.

11 21.) COUNTRYWIDE BANK and/or any other interested party has  
12 three days from the verified receipt of this VERIFIED NOTICE OF DEFAULT  
13 to rebut this AFFIDAVIT item by item and line by line or be forever  
esstopped by default.

14 Our yea is our yea and our nay is our nay.

15 Dated this 12<sup>th</sup> day March, 2008

16   
17 By: authorized representative  
Without recourse

18 

19 By: authorized representative  
20 Without recourse

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A handwritten signature is written in black ink, appearing to read "John Doe". It is positioned on a diagonal line that extends from the bottom left corner towards the top right corner of the page.



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Freedom of Information  
Act (FOIA) Requests

1 UNITED STATES DISTRICT COURT

2 NORTHERN DISTRICT OF CALIFORNIA

3  
4  
5 LUZ-MARIA URZUA, CESAR ANCHANTE- ) Case No. C07-05903-JSW

6 MARTINETTI )  
7 C/o 6787 Hillsview Dr, )  
8 Vacaville, California Zip Code )  
9 Exempt, )  
10 Libellants, )  
11 vs. )  
12 COUNTRYWIDE BANK, ANGELO MOZILO, CEO )  
13 et. Al. )  
14 C/o P.O. Box 10219 )  
15 Van Nuys, California [91410]

16 Libellee,

17 CERTIFICATE OF SERVICE

18 Now, by special appearance, comes Luz-Maria Urzua and Cesar Anchante-  
19 Martinetti the flesh and blood woman and man, Sui Juris and unschooled in  
20 law, hereinafter referred to We, ours, us, as me, my, I, or the like, to make  
21 the following NOTICE with clean hands, full disclosure and no intent to  
22 defraud, furthermore, the following first hand asseverations are true,  
23 complete, certain and not meant to mislead.

24 NOTICE is hereby given that:

11.) We are of legal age, competent to testify and under no legal  
1 disability.

12.) This is to certify that on March 12<sup>th</sup>, 2008 we placed a true and  
2 accurate copy of the enclosed VERIFIED NOTICE OF DEFAULT in the U. S.  
3 mail with postage prepaid and addressed as follows:

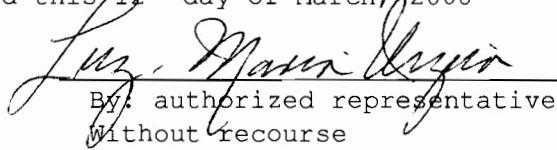
4 COUNTRYWIDE BANK/ ANGELO MOZILO, CEO

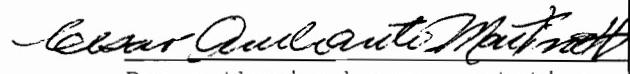
5 C/o P.O. Box 10219

6 Van Nuys, California [91410]

7 With certified mail number 7007 3020 0002 8856 8855

8  
9 Dated this 12<sup>th</sup> day of March, 2008

10  
11   
12 By: authorized representative  
13 Without recourse

14  
15   
16 By: authorized representative  
17 Without recourse